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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Takahiro SHOJI, et al. Art Unit: 2661

Application No.: 10/069,380

Filed: February 26, 2002

For: BASE STATION APPARATUS AND CHANNEL ALLOCATION METHOD

INFORMATION DISCLOSURE STATEMENT

RECEIVED

Assistant Commissioner of Patents
Washington, DC 20231

AUG 18 2004

Technology Center 2600

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. This reference was cited in a Japanese Office Action dated June 8, 2004 (copy attached).

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

James E. Ledbetter
Registration No. 28,732

Date: August 13, 2004

JEL/ejw

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FORM PTO-1449
(Rev. 4/92)

U.S. Department of Commerce
Patent and Trademark Office

ATTY. DOCKET NO.

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APPLICANT

Takahiro SHOJI, et al.

FILING DATE

February 26, 2002

GROUP

2661

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Japanese Office Action dated June 8, 2004 with English translation.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449 [6-4])